

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1011 be amended to read as follows:

- 1 Page 4, after line 33 , begin a new paragraph and insert:
- 2 SECTION 4. IC 35-50-6-3.3, AS AMENDED BY P.L.183-1999,
- 3 SECTION 3, AND AS AMENDED BY P.L.243-1999, SECTION 3, IS
- 4 AMENDED AND CORRECTED TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 2000]: Sec. 3.3. (a) In addition to any credit
- 6 time a person earns under subsection (b) or section 3 of this chapter,
- 7 ~~IC~~ a person earns credit time if the person:
- 8 (1) is in credit Class I;
- 9 (2) has demonstrated a pattern consistent with rehabilitation; and
- 10 (3) successfully completes requirements to obtain one (1) of the
- 11 following:
- 12 (A) A general educational development (GED) diploma
- 13 under IC 20-10.1-12.1, if the person has not previously
- 14 obtained a high school diploma.
- 15 (B) A high school diploma.
- 16 (C) An associate's degree from an approved institution of
- 17 higher learning (as defined under IC 20-12-21-3).
- 18 (D) A bachelor's degree from an approved institution of
- 19 higher learning (as defined under IC 20-12-21-3).
- 20 (b) In addition to any credit time that a person earns under
- 21 subsection (a) or section 3 of this chapter, a person may earn credit
- 22 time if, while confined by the department of correction, the person:
- 23 (1) is in credit Class I;
- 24 (2) demonstrates a pattern consistent with rehabilitation; and
- 25 (3) successfully completes requirements to obtain at least one (1)
- 26 of the following:
- 27 (A) A certificate of completion of a vocational education

1 program approved by the department of correction.
2 (B) A certificate of completion of a substance abuse
3 program approved by the department of correction.
4 (c) The department of correction shall establish admissions criteria
5 and other requirements for programs available for earning credit time
6 under subsection (b). A person may not earn credit time under both
7 subsection (a) and subsection (b) for the same program of study.
8 (d) The amount of credit time a person may earn under this section
9 is the following:
10 (1) Six (6) months for completion of a state of Indiana general
11 educational development (GED) diploma under IC 20-10.1-12.1.
12 (2) One (1) year for graduation from high school.
13 (3) One (1) year for completion of an associate's degree.
14 (4) Two (2) years for completion of a bachelor's degree.
15 (5) Not more than a total of six (6) months of credit, as
16 determined by the department of correction, for the completion
17 of one (1) or more vocational education programs approved by
18 the department of correction.
19 (6) Not more than a total of six (6) months of credit, as
20 determined by the department of correction, for the completion
21 of one (1) or more substance abuse programs approved by the
22 department of correction.
23 However, a person who does not have a substance abuse problem that
24 qualifies the person to earn credit in a substance abuse program may
25 earn not more than a total of twelve (12) months of credit, as
26 determined by the department of correction, for the completion of one
27 (1) or more vocational education programs approved by the department
28 of correction. If a person earns more than six (6) months of credit for
29 the completion of one (1) or more vocational education programs, the
30 person is ineligible to earn credit for the completion of one (1) or more
31 substance abuse programs.
32 (e) Credit time earned by a person under this section is subtracted
33 from the release date that would otherwise apply to the person after
34 subtracting all other credit time earned by the person.
35 (f) A person does not earn credit time under subsection (a) unless
36 the person completes at least a portion of the degree requirements after
37 June 30, 1993.
38 (g) A person does not earn credit time under subsection (b) unless
39 the person completes at least a portion of the program requirements
40 after June 30, 1999.
41 (h) Subsection (e) applies only to a person who completes at least
42 a portion of the degree or program requirements under subsection (a)
43 or (b) after June 30, 1999. Credit time earned by a person under
44 subsection (a) for a diploma or degree completed before July 1, 1999,
45 shall be subtracted from the period of imprisonment imposed on the
46 person by the sentencing court.
47 (i) The maximum amount of credit time a person may earn under
48 this section is the lesser of:
49 (1) four (4) years; or
50 (2) one-third (1/3) of the person's total applicable credit time.
51 **(j) This section does not apply to a person who is found to have**

1 **committed the offense of domestic battery (IC 35-42-2-1.3) or a sex**
2 **crime under IC 35-42-4."**

(Reference is to HB 1011 as printed January 28, 2000.)

Representative YOUNG M